



Roll Call Number

16-1678

Agenda Item Number

68C



Date September 26, 2016

RESOLUTION CONTINUING PUBLIC HEARING UNTIL OCTOBER 10, 2016 ON APPEAL FROM DECISION OF THE HISTORIC PRESERVATION COMMISSION TO GRANT AN APPLICATION FOR CERTIFICATE OF APPROPRIATENESS SUBJECT TO CONDITIONS FOR PROPERTY AT 826 18TH STREET.

WHEREAS, on August 11, 2016, in Case Number 20-2017-5.01, the Historic Preservation Commission granted an application from James Conlin for a Certificate of Appropriateness subject to conditions regarding property at 826 18th Street in the Sherman Hills Historic Neighborhood District. The Commission's decision granted a certificate to replace 4 wood windows on the south façade of the house, subject to the following conditions:

- 1. The replacement window shall be constructed of wood with no cladding.
2. The replacement window shall have the same general shape and dimensions as the existing windows.
3. The selected window product shall be reviewed and approved by staff prior to installation.
4. The applicant is encouraged to reuse or allow the reuse of the hardware from the existing windows.

WHEREAS, James Conlin, the owner of the affected property, has appealed the Commission's decision to the City Council pursuant to Section 303.34(3) of the Iowa Code and Section 58-31(f) of the Des Moines Municipal Code and seeks to have the decision reversed, removing the conditions relating to the wood replacement windows; and

WHEREAS, on September 12, 2016, by Roll Call No. 16-1520, it was duly resolved by the City Council that the appeal be set down for hearing on September 26, 2016 at 5:00 p.m. in Council Chambers; and

WHEREAS, due notice of the hearing was published in the Des Moines Register on September 12, 2016 and due notice was provided to the applicant-appellant; and

WHEREAS, after the hearing was opened, it was determined that the hearing should be continued to the date of the next Council meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, as follows:

- 1. The public hearing on the appeal has been opened.
2. The City Council hereby finds that the hearing should be held open and continued until October 10, 2016 at 5:00 p.m. in the Council Chambers.

APPROVED AS TO FORM:

Thomas G. Fisher Jr., Assistant City Attorney

Moved by Gatto to adopt.

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include COWNIE, COLEMAN, GATTO, GRAY, HENSLEY, MOORE, WESTERGAARD, and TOTAL.

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Mayor signature: T. M. Franklin

City Clerk signature: Diane Rauh